

UNITED STATES BANKRUPTCY COURT  
FOR THE  
EASTERN DISTRICT OF VIRGINIA  
Alexandria Division

In the Matter of:

FAY ALLEN KENNEDY  
SSN: ###-##-0055

Debtor

Chapter 13

Case No. 18-12592-BFK

**ORDER OF DISMISSAL**

This matter came on by request of the Trustee for Dismissal of this proceeding pursuant to an Order Conditionally Confirming Modified Chapter 13 Plan (Dkt. No. 48) entered on March 28, 2019, which order required Debtor to close and settle on the sale of 14851 Build America Drive, Woodbridge, VA 22191 and pay Trustee sufficient funds to pay creditors at 100% by September 21, 2019. Trustee having filed a certification that Debtor has defaulted on the terms of conditional confirmation, and it appearing to the court that adequate cause does exist and that it is in the best interest of the creditors and this estate that this proceeding be dismissed, it is

ORDERED, that these proceedings under Chapter 13 of the Code be and they hereby are dismissed, and it is further

ORDERED, that the debtor(s) pay the balance of the filing fee in the amount of \$ 0.00 to the Clerk of Court within ten (10) days of the date of this order; and it is further

ORDERED, that any interest earned and attributable to Plan payments made in this Chapter 13 case is hereby awarded to the office of the Chapter 13 Trustee of this Court as actual and necessary expenses pursuant to 11 U.S.C. 330(a)(1)(B), and it is further

ORDERED, that the dismissal of this case reverts the property of the estate in the entity in which such property was vested immediately before the commencement of the case. The Trustee need not file a final report in this case unless property or money is administered.

If the debtor(s) has been making payments by payroll deduction, the employer as set forth in that Order for payroll assignment shall cease any payroll deductions for the benefit of the Chapter 13 Trustee.

Oct 17 2019

/s/ Brian F. Kenney

Brian F. Kenney

U. S. Bankruptcy Judge

I Ask For This:

Entered on Docket: October 17, 2019

/s/ Thomas P. Gorman

Thomas P. Gorman, Trustee

300 North Washington Street, Ste. 400

Alexandria, VA 22314

(703) 836-2226

VSF #26421

Order of Dismissal, page 2

Fay Allen Kennedy

Case #18-12592-BFK

Local Rule 9022-1(C) Certification

The foregoing order was endorsed by and/or served upon all necessary parties pursuant to Local Rule 9022-1(C).

/s/ Thomas P. Gorman

Thomas P. Gorman, Chapter 13 Trustee

**PARTIES TO RECEIVE COPIES**

Fay Allen Kennedy  
Chapter 13 Debtor  
15404 Weldin Dr  
Woodbridge, VA 22191

Daniel M. Press, Esquire  
Attorney for Debtor  
Chung & Press  
6718 Whittier Ave. Ste. 200  
McLean, VA 22101

Rife International  
ATTN: Payroll Office  
2275 Research Blvd. 500  
Rockville, MD 20850

Thomas P. Gorman  
Chapter 13 Trustee  
300 N. Washington Street, Ste. 400  
Alexandria, VA 22314